P.R. No. 3854/05
Presented by Shri Amrit Agrawal
dated 6/3/05

C.S. 100/-

SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

W.P.NO. 3739 OF 2005

BETWEEN

Smt. Jyotsna Bairagi W/o Shri I.D.Bairagi, aged about 34 years, resident of Quarter No. B 170 Adarsh Nagar Colony Kusmunda, Post Office Kusmunda ,District Korba (CG).

PETITIONER

A N D

1. The State of Chhattisgarh, through the Secretary Department of Panchayat and Social Welfare, Mantralay D.K.S.Building, Raipur (CG).

2. The Chief Executive Officer, District Panchayat Korba, District Korba (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

18

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3739 सन् 2005

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	क़ार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

17.8.2005

Shri Awadh Tripathi, counsel for the petitioner.

Shri Arun Sao, Dy. Government Advocate for the State/respondents.

I.A.No. 7016/2005

This is an application for urgent hearing. The matter is taken up on Board.

This interim application stands disposed of.

W.P.No. 3739/2005

Heard Shri Tripathi, learned counsel for the petitioner and Shri Arun Sao, Dy. Government Advocate for the State/respondents.

Learned counsel for the petitioner submits that the petitioner is a disable lady. Her disability has been certified to be 40 % by the Medical Board. This certification of disablement is a revised certification on 20.5.2005. He further submits that the petitioner was earlier selected on the post of Shiksha Karmi Grade-II in District Panchayat, Korba and her name was published in newspaper. But, ultimately when the result was published on the notice board, the name of the petitioner was not there. In the said situation, the petitioner filed a representation before the Chief Executive Officer, District Panchayat, Korba with copies to the other authorities on 17.6.2005, but the same has not been disposed of so far. However, the petitioner has been told orally that since the

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

percentage of disablement was below the percentage fixed by the selection committee, therefore, she could not be selected.

It is submitted that no written decision has been communicated to the petitioner so far.

In the facts and circumstances of the case, in the opinion of this Court, the ends of justice would be served if the competent authority is directed to dispose of this representation, field by the petitioner on 17.6.2005 within a period of 1 month from the date of filing of certified copy of this order along with a copy of this writ petition.

It is hereby directed that if the petitioner files a copy of this representation along with the copy of this writ petition and certified copy of this order before the Chief Executive Officer, District Panchayat, Korba, the said authority shall place the representation before the appropriate authority for consideration and the appropriate authority shall consider and dispose of the same as early as possible preferably within a period of 1 month from the date of filing of the said representation.

With the aforesaid observations, the petition stands finally disposed of.

Certified copy as per rules.

Sd/-
Sunil Kumar Sinha
Judge

sunita

(पीछे देखिये)